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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/792,291	03/02/2004	James Howard Coombs	NGKC-105701-US

CONFIRMATION NO. 3167

FORMALITIES LETTER



OC000000012760249

Donald Bollella
DB Technical Consulting
126 Almador
Irvine, CA 92614

Date Mailed: 05/25/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$870** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1770** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is **\$870**

10/26/2004 RHEBRAHT 00000074 10792291

01 FC:1001	790.00 OP
02 FC:1051	130.00 OP
03 FC:1201	264.00 OP
04 FC:1202	612.00 OP

- \$258 for 3 independent claims over 3.
- \$612 for 34 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

N. Mohammed
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT

Case Docket No. NAGACO.074A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Coombs, et al.
App. No. : 10/792,291
Filed : March 2, 2004
For : METHODS AND
APPARATUS FOR USE IN
DETECTION AND
QUANTIFICATION OF
VARIOUS CELL TYPES AND
USE OF OPTICAL BIO-DISK
FOR PERFORMING SAME

Group Art Unit : 1645

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

October 22, 2004
(Date)

Russell M. Jeide
Russell M. Jeide, Reg. No. 34,198

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ATTENTION: MAIL STOP MISSING PARTS

Dear Sir:

In response to the Notice to File Missing Parts of Application under 37 CFR 1.53(f), which was mailed by the Office on May 25, 2004, enclosed are:

- (X) An executed Declaration by Inventors Phan and Coombs.
- (X) Petition to File Declaration on Behalf of Nonsigning Inventors who Refuse to sign or cannot be reached under 37 CFR 1.47(a).
- (X) Declaration in Support of Petition to file Declaration on Behalf of Nonsigning Inventors who Refuse to sign or cannot be reached under CFR 1.47(a), including Exhibits A and B.
- (X) An extension of time to respond for 3 month(s) is hereby requested.

Time Extension Fee:

<input type="radio"/>	one month	(\$ large entity)
<input type="radio"/>	two months	(\$ large entity)
<input checked="" type="radio"/>	three months	(\$980 large entity)

(X) A Notice to File Missing Parts.

(X) Return prepaid postcard.

(X) Fees as calculated below:

FILING FEE	\$ 790
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EXTRA CLAIMS	\$ 876
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PETITION FEE	\$ 130
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FEE FOR EXTENSION OF TIME (LARGE ENTITY) 3 months	\$ 980
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SURCHARGE 37 CFR 1.16(e)	\$ 130
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TOTAL OF ABOVE CALCULATIONS	\$2,906
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TOTAL FEES SUBMITTED HEREWITH	\$2,906
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(X) A check in the amount of \$2,906 to cover the above fees is enclosed.

(X) The Commissioner is hereby authorized to charge any additional fees which may be required, now or in the future, or credit any overpayment, to Account No. 11-1410.



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